UNITED STATES DISTRICT COURT OF THE EASTERN DISTRICT OF PENNSYLVANIA

Cheri Flynn, Individually and as Parent and Natural Guardian of B.F. and T.F., Minors,

CIVIL ACTION NO.

Plaintiffs,

Defendant.

2:15-cv-00709-PD

v.

GlaxoSmithKline LLC,

COMPLAINT

: JURY DEMANDED

NOTICE OF DISMISSAL WITHOUT PREJUDICE

Plaintiffs hereby stipulate that this action is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i). Defendant has not yet served an answer or a motion for summary judgment. Plaintiffs have not previously dismissed any federal- or state-court action based on or including the same claims.¹

Dated: February 17, 2015 GRANT & EISENHOFER P.A.

By: /s/ Thomas V. Ayala Thomas V. Ayala (PA Bar ID 93130) 123 Justison Street Wilmington, DE 19801 Tel: (302) 622-7000

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Attorneys for Plaintiffs

Fed. R. Civ. P. 41(a)(1)(A)(i) ("Subject to Rules 23(e), 23.1(c), 23.2, and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing: (i) a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment").